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## ROCKY FLATS ENVIRONMENTAL TECHNOLOGY SITE REGULATORY CONTACT RECORD

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**Date/Time:** May 10, 2000/ 2:22 p.m.

**Site Contact(s):** Ted A. Hopkins  
**Phone:** 303-966-7652

**Regulatory Contact:** Edd Kray/James Hindman/Chris Gilbreath  
**Phone:** 303-966-2115  
303-692-3345

**Agency:** CDPHE

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**Purpose of Contact:** Obtain approval to decommission racks in Room 448 NDT Vault (RCRA Unit)

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### Discussion

On May 9, 2000, I called James Hindman, CDPHE, to request permission to remove racks on which radioactive wastes were stored in the NDT Vault (a RCRA permitted Unit 777.1) without first submitting a minor modification to the DOP. The Permit describes this Unit as; "two hundred eight-eight fixed positions for can storage on the lower level of the shelves. The mezzanine is for the storage of non-regulated material only." The DOP requires under 4.5.2 that, "Prior to the decommissioning of each SET, RCRA unit-specific closure information will be submitted to the LRA for review and approval as a minor modification to this DOP under paragraph 127 of RFCA." The question of the regulatory status of the racks in this Unit revolve around the issue or whether the racks are an integral part of the Unit and did the racks come in contact with listed waste?

I provided the following as supporting documentation for our request. RCRA mixed wastes that were stored in this Unit were first placed into doubled walled small canisters that were both lead lined and contained a water wall. The storage racks never came into contact with RCRA hazardous waste and as a result would be managed as Surface Contaminated Object (Low Level Waste). Evidence to support the position the racks never came into contact with RCRA waste is evidenced by the ambient radioactivity in the area. If a release had occurred, the Unit would be a High Contamination Area. Neither supplied air nor respirators are required to enter this area.

DOCUMENT CLASSIFICATION  
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CEX-105-01

Contact Record 4/10/00

Page 1 of 2

ADMIN RECORD  
B776-A-000134

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Mr. Hindman listened to this explanation and stated that although our position had merit, he would like to discuss this issue with Edd Kray before making a decision.

On Wednesday, May 10, 2000, Edd Kray called me to discuss the issue. Mr. Kray stated that he would have a decision by this afternoon. I received the following E-mail at 2:22 p.m.; "I talked to Chris (Chris Gilbreath) about your intent to remove the racks and water walls from 448. I was concerned about the wording in Section 4.5.2 of the DOP which seems to state you need a minor mod to do this. He (Chris Gilbreath) expressed the opinion that you would need the minor mod to D&D a glovebox or tank. He doesn't see a need to 'minor mod' a simple equipment removal like this....This E-mail constitutes approval to go ahead with 448 decommissioning. You will need approval when you get to the later steps of closure per Section 4.5.1.1."

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**Contact Record Prepared by: Ted A. Hopkins**

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**Required Distribution:**

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